

10/541815

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION OF: Axel Gerlt et al.
SERIAL NO: Not assigned GROUP ART UNIT: Not assigned
FILED: Herewith EXAMINER: Not assigned
CUSTOMER NO.: 27162
FOR: ORGANO-RESISTIVE MEMORY UNIT
ATTY/DKT NO.: 411000-136

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

Pursuant to 37 C.F.R. §1.56(a), Applicant(s) hereby cite(s) the enclosed documents listed on the attached copy of Form PTO-1449 which are believed to be material to the patentability of the above-identified application.

This Information Disclosure Statement is filed in accordance with the paragraph of 37 CFR §1.97 indicated below:

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- (1) Within three months of the filing date of a national application; OR
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- (3) Before the mailing of a first Office Action on the merits.
No fee or statement is required.

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BUT filed on or before payment of the Issue Fee; AND
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- (1) The statement as specified in 37 CFR §1.97(e) as set forth below; AND
- (2) Petition is hereby made under 37 CFR §1.97(d) for consideration of this Information Disclosure Statement; AND,
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X each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of this Information Disclosure Statement;
or

___ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, or to the knowledge of the undersigned Attorney after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing date of the Information Disclosure Statement.

The Commissioner is authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 03-0678.

Respectfully submitted,
Axel Gerlt et al.


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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				<i>Complete if Known</i>	
				Application Number 10/541815	
				Filing Date Herewith	
				First Named Inventor Axel Gerlt	
				Group Art Unit Not assigned	
				Examiner Name Not assigned	
Sheet	1	Of	2	Attorney Docket Number 411000-136	

U.S. PATENT DOCUMENTS					
Examiner Initial*	Cite No. ¹	Document Number Number-Kid Code ² (if known)	Publication- Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-			
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FOREIGN PATENT DOCUMENTS						
Examiner Initial*	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication- Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		EP 0 268 370 A2	05-25-1988	Canon KK	See search report	X
		EP 0 268 370 A3	05-25-1988	Canon KK		X
		WO 01/03126	01-11-2001	Clausen et al.		X
		WO 02/071139 A1	09-12-2002	Acreo AB		X
		WO 02/071505 A1	09-12-2002	Acreo AB		X
		WO 02/076924	10-03-2002	Sato Takaya		
		WO 02/076924 (abstract)	10-03-2002	Sato Takaya		X
		WO 02/091495	11-14-2002	Coatue Corp.		X

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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